



## EPARTMENT OF COMMERCE **United States Patent and Trademark Office**

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ATTORNEY DOCKET NO. FIRST NAMED INVENTOR FILING DATE APPLICATION NO.

08/479,999

06/28/94

BRAKEL

ENZ-47(0)

028171

EMZC BIOCHEM, INC.

527 MADISON AVENUE (9TH FLOOR)

MEM YORK NY 10022

HM22/0716

MARSCHEL, A

PAPER NUMBER

**EXAMINER** 

ART UNIT

1631

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

RECEIVED

JAN 0 8 2002

OFFICE OF PETITIONS

2 - Mail Copy

DE 2 6 2001 A

Application No. 08/479,999

Applicant(s)

Brakel et al.

## Notice of Abandonment

Examiner

**Ardin Marschel** 

Art Unit 1631

	The MAILING DATE of this communication appears	on the cover sheet with the	e correspondence address	
This app	ication is abandoned in view of:			
1. 🖄 A	pplicant's failure to timely file a proper reply to the C	office letter mailed on	Sep 26, 2000	
(a) 🗌	A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.			
à	A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).			
(c) 🛚	No response has been received.			
2. 🗌 🛮 A	Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).			
(a) □	Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance.			
(b) The submitted issue fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d) is \$			_ is due.	
			required by 37 CFR 1.18(d) is \$	
(c) 🗌	The issue fee and publication fee, if applicable, ha	s not been received.		
	Applicant's failure to timely file new formal drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).			
(a) 🗆	Proposed new formal drawings were received on (with a Certificate of Mailing or Transmission dated ), which is after the expiration of the period for reply.			
(b) 🗀	The proposed new formal drawings filed onexpired.	are not a	acceptable and the period for reply has	
(c) 🗌	No proposed new formal drawings have been rece	eived.	·	
	The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.			
5. 🗍 T	he letter of express abandonment which is signed b 7 CFR 1.34(a)) upon the filing of a continuing applic	y an attorney or agent (acti cation.	ng in a representative capacity under	
6. 🗌 T	The decision by the Board of Patent Appeals and Interferences rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.			
7. 🗌 🛚 🏗	he reason(s) below:	RECEIVED	Ardin U Marselos ABDIN H MARSCHEI	
		JAN 0 82002	PRIMARY EXAMINER	
	., 0	FFICE OF PETITIONS		